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4 NORTHERN DISTRICT OF CALIFORNIA

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6 CLERK, U.S. DISTRICT COURT
7 NORTHERN DISTRICT OF CALIFORNIA

File by fax

REED SMITH LLP
A Limited Liability Partnership formed in the State of Delaware

10 JOSE JESUS GARCIA, an individual, and
11 CARMEN GARCIA, an individual,

12 Plaintiffs,

13 vs.

14 WACHOVIA, entity unkown, and DOES 1
through 20,

15 Defendant.

Case No. C08-04002 PJH

Formerly Alameda Superior Court Case No.
HG08398971

DISMISSAL WITH PREJUDICE

16 Plaintiffs Jose Jesus Garcia and Carmen Garcia ("Plaintiffs") in the
17 above-referenced matter have agreed, through their counsel, to dismiss the above-
18 captioned action, and each claim for relief set forth in their complaint, against
19 Defendant Wachovia Mortgage, FSB, erroneously sued as Wachovia. Plaintiffs have
20 agreed to dismiss their action with prejudice, and the claims that are dismissed are
21 done so without attorneys' fees or costs to any party.

22 DATED: October 22, 2008.

23 WEIS LLP

24 By _____

25 Mogeob Weiss
26 Attorney for Plaintiffs

27 10/27/08



28 Case No. C08-04002 PJH